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PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/062,467 Co
Applicant(s): Hiatt et al.
Filed: February 5, 2002
Art Unit: 1651
Examiner: David M. Naff
Title: NOVEL EPITHELIAL TISSUE IMAGING AGENT

Confirmation No.: 4901

Docket No.: 040989/283649 (Formerly EP13003C(068904-0204))
Customer No.: 00826

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purpose
only

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT
37 C.F.R. § 1.121**

Sir:

In response to the Office Action dated July 28, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims beginning on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

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FEE VALUE	
ACCOUNTABILITY	
DEPOSITOR ACCOUNT NO.	
16	0605
FEE CODE	VALUE FURNISHED
2201	100-00

RTA01/2174172v1

CONCLUSION

In view of the above amendments and remarks, Applicants submit that the rejections of the claims under 35 U.S.C. §112, first and second paragraphs, §102(b), §103(a) and double patenting are overcome. Reconsideration and withdrawal of the rejections are therefore respectfully requested. Applicants respectfully submit that this application is now in condition for allowance. Early notice to this effect is solicited. If in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is invited to call the undersigned.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,

Kathryn L. Coulter

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<p>Customer No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260</p>	<p>CERTIFICATE OF EXPRESS MAILING "Express Mail" Mailing Label Number EV184328317US Date of Deposit: January 28, 2005 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 <i>Nora C. Martinez</i> Nora C. Martinez</p>
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